

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON LOCAL GOVERNMENT

Call to Order: By **CHAIRMAN CHRIS AHNER**, on March 23, 1999 at 3:00 P.M., in Room 104 Capitol.

ROLL CALL

Members Present:

Rep. Chris Ahner, Chairman (R)
Rep. Rod Bitney, Vice Chairman (R)
Rep. David Ewer, Vice Chairman (D)
Rep. Joan Andersen (R)
Rep. Sylvia Bookout-Reinicke (R)
Rep. Roy Brown (R)
Rep. Edith Clark (R)
Rep. Tom Dell (D)
Rep. Steven Gallus (D)
Rep. Toni Hagener (D)
Rep. Bob Lawson (R)
Rep. Jeff Mangan (D)
Rep. Mark Noennig (R)
Rep. Trudi Schmidt (D)
Rep. Carley Tuss (D)
Rep. Cindy Younkin (R)

Members Excused: Rep. Sam Kitzenberg (R)
Rep. Scott J. Orr (R)

Members Absent: None.

Staff Present: Bart Campbell, Legislative Branch
Kimberly Walkenhorst, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: SB504, SB417, SB423, 3/23/1999
Executive Action: SB504, SB417, SB423, SB225,
SB366, SB269,

HEARING ON SB504

Opening Statement by Sponsor: Senator John Lynch
{Tape : 1; Side : A; Approx. Time Counter : 0.6}

Proponents' Testimony:

Bob McCarthy, Butte-Silverbow County Attorney
{Tape : 1; Side : A; Approx. Time Counter : 3.8}

Opponents' Testimony: None

Informational:

Gordon Morris, Montana Association of Counties
{Tape : 1; Side : A; Approx. Time Counter : 7.8}

Questions from Committee Members and Responses:
{Tape : 1; Side : A; Approx. Time Counter : 8.8}

Closing Statement by Sponsor: Senator John Lynch
{Tape : 1; Side : A; Approx. Time Counter : 13.2}

HEARING ON SB417

Opening Statement by Sponsor: Senator Mignon Waterman
EXHIBIT(loh65a01)
{Tape : 1; Side : A; Approx. Time Counter : 14}

Proponents' Testimony:

David Clouse, Lewis and Clark County **EXHIBIT**(loh65a02)
EXHIBIT(loh65a03)
{Tape : 1; Side : A; Approx. Time Counter : 17.8}

Gordon Morris, Montana Association of Counties
{Tape : 1; Side : A; Approx. Time Counter : 23.7}

Jim Smith, Sheriff and Peace Officers Association
{Tape : 1; Side : A; Approx. Time Counter : 25.8}

Opponents' Testimony: None

Questions from Committee Members and Responses:
{Tape : 1; Side : A; Approx. Time Counter : 27.9}

Closing Statement by Sponsor: Senator Mignon Waterman
{Tape : 1; Side : B; Approx. Time Counter : 22.6}

HEARING ON SB423

Opening Statement by Sponsor: Senator Dale Mahlum
{Tape : 1; Side : B; Approx. Time Counter : 24.3}

Proponents' Testimony:

Mike Kadas, Mayor Missoula
{Tape : 1; Side : B; Approx. Time Counter : 25.9}

Alec Hansen, Montana League of Cities and Towns
{Tape : 1; Side : B; Approx. Time Counter : 27.9}

Jenne Dixon, Missoula
{Tape : 1; Side : B; Approx. Time Counter : 29.3}

Opponents' Testimony: None

Questions from Committee Members and Responses:
{Tape : 2; Side : B; Approx. Time Counter : 3.2}

Closing Statement by Sponsor: Senator Dale Mahlum
{Tape : 2; Side : B; Approx. Time Counter : 15.7}

EXECUTIVE ACTION ON SB417

Motion: REP. MANGAN moved that SB417 BE CONCURRED IN.
{Tape : 2; Side : B; Approx. Time Counter : 18.4}

Motion/Vote: REP. MANGAN moved that AMENDMENTS BE CONCURRED IN.
{Tape : 2; Side : B; Approx. Time Counter : 18.6}

Discussion:
{Tape : 2; Side : B; Approx. Time Counter : 18.9}

Substitute Motion: REP. NOENNIG made a substitute motion that
AMENDMENT BE CONCURRED IN.
{Tape : 2; Side : B; Approx. Time Counter : 19.3}

Discussion:
{Tape : 2; Side : B; Approx. Time Counter : 19.5}

Vote: Motion carried 15-0.

{Tape : 2; Side : B; Approx. Time Counter : 21.2}

Motion/Vote: REP. MANGAN moved that SB417 BE CONCURRED IN AS AMENDED. Motion carried 13-5 with Bitney, Brown, Kitzenberg, Lawson, and Orr voting no. Reps. Orr, Kitzenberg, and Schmidt voted by proxies.

{Tape : 2; Side : B; Approx. Time Counter : 26.1}

EXECUTIVE ACTION ON SB423

Motion: REP. BOOKOUT-REINICKE moved that SB423 BE CONCURRED IN.

{Tape : 2; Side : B; Approx. Time Counter : 27.3}

Discussion:

{Tape : 2; Side : B; Approx. Time Counter : 27.6}

Vote: Motion carried 15-2 with Lawson and Orr voting no. Reps. Orr and Kitzenberg voted by proxies.

{Tape : 2; Side : B; Approx. Time Counter : 27.7}

EXECUTIVE ACTION ON SB504

Motion: REP. GALLUS moved that SB504 BE CONCURRED IN.

{Tape : 2; Side : B; Approx. Time Counter : 28.3}

Discussion:

{Tape : 2; Side : B; Approx. Time Counter : 28.6}

Motion: REP. NOENNIG moved that AMENDMENTS BE CONCURRED IN per EXHIBIT (loh65a07).

{Tape : 2; Side : B; Approx. Time Counter : 25.4}

Discussion:

{Tape : 2; Side : B; Approx. Time Counter : 25.9}

Vote: Motion carried 14-0.

{Tape : 2; Side : B; Approx. Time Counter : 28.8}

Motion: REP. GALLUS moved that SB504 BE CONCURRED IN AS AMENDED.

{Tape : 2; Side : B; Approx. Time Counter : 29.2}

Discussion:

{Tape : 2; Side : B; Approx. Time Counter : 29.3}

Vote: Motion carried 14-0.

{Tape : 3; Side : A; Approx. Time Counter : 4.2}

EXECUTIVE ACTION ON SB366

Motion: REP. EWER moved that SB366 BE CONCURRED IN. Amendments offered **EXHIBIT**(loh65a04).

{Tape : 3; Side : A; Approx. Time Counter : 5.3}

Discussion:

{Tape : 3; Side : A; Approx. Time Counter : 6}

Motion/Vote: REP. BOOKOUT-REINICKE moved that SB366 BE TABLED. Motion carried 9-5 with Bitney, Clark, Ewer, Gallus, and Younkin voting no.

{Tape : 3; Side : A; Approx. Time Counter : 18.7}

EXECUTIVE ACTION ON SB269

Motion: REP. HAGENER moved that SB269 BE CONCURRED IN.

{Tape : 3; Side : A; Approx. Time Counter : 23.8}

Motion: REP. BITNEY moved that AMENDMENTS PER **EXHIBIT**(loh65a05) BE CONCURRED IN.

{Tape : 3; Side : A; Approx. Time Counter : 24.6}

Discussion:

{Tape : 3; Side : A; Approx. Time Counter : 24.7}

Motion: REP. BITNEY moved that SB269 BE CONCURRED IN AS AMENDED.

{Tape : 3; Side : B; Approx. Time Counter : 0.7}

Motion/Vote: REP. HAGENER moved that SB269 BE TABLED. Motion carried 10-5 with Ahner, Ewer, Kitzenberg, Noennig, and Younkin voting no. Reps. Kitzenberg and Orr voted by proxies.

{Tape : 3; Side : B; Approx. Time Counter : 8.8}

EXECUTIVE ACTION ON SB225

Motion: REP. AHNER moved that SB225 BE CONCURRED IN.

Discussion:

{Tape : 3; Side : B; Approx. Time Counter : 11.1}

Motion: REP. NOENNIG moved that **AMENDMENTS BE CONCURRED IN** per **EXHIBIT** (loh65a06) .

Discussion:

{Tape : 3; Side : B; Approx. Time Counter : 15.9}

Vote: Motion carried 10-0.

Motion/Vote: REP. YOUNKIN moved that **SB225 BE CONCURRED IN AS AMENDED. Motion carried 12-0.** Reps. Bookout-Reinicke, Mangan, and Orr voted by proxies.

{Tape : 3; Side : B; Approx. Time Counter : 17.4}

ADJOURNMENT

Adjournment: 5:50 P.M.

REP. CHRIS AHNER, Chairman

KIMBERLY WALKENHORST, Secretary

CA/KW

EXHIBIT (loh65aad)